

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE NEW ENGLAND COMPOUNDING
PHARMACY, INC. PRODUCTS
LIABILITY LITIGATION

MDL No. 2419

Dkt. No. 1:13-md-2419 (FDS)

THIS DOCUMENT RELATES TO:

All Actions

**MOTION OF THE PLAINTIFFS' STEERING COMMITTEE
FOR LEAVE TO FILE A REPLY IN SUPPORT OF
MOTION FOR ENTRY OF COMMON BENEFIT ORDER**

The Plaintiffs' Steering Committee ("PSC") respectfully move, in accordance with Rule 7.1(b)(3) of the Local Rules of the United States District Court for the District of Massachusetts, for leave to file a Reply to the responses to the PSC's Motion for Entry of Common Benefit Order (Dkt. No. 790).¹

In light of the arguments advanced in response to the PSC's motion, the PSC respectfully requests the Court grant them leave to file a brief written reply in order to address those arguments that were raised for the first time by the Chapter 11 Trustee, the Official Committee of Unsecured Creditors and others. A copy of the proposed Reply is attached hereto as Exhibit 1.

¹ Limited Objections filed by the Chapter 11 Trustee of the New England Compounding Pharmacy, Inc. ("Trustee Br.") (Dkt. No. 834), Limited Objections filed by the Official Committee of Unsecured Creditors ("OCC Br.") (Dkt. No. 833), Response Filed by Certain Members of the Official Committee of Unsecured Creditors ("Members' Br.") (Dkt. No. 830), Opposition Filed by Plaintiffs Dale and Allison Devilli (Dkt. No. 836), and Response of Interested Plaintiffs' Counsel (Dkt. No. 839).

Dated: February 6, 2014

Respectfully submitted,

By: /s/ Thomas M. Sobol
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Plaintiffs' Steering Committee

CERTIFICATE OF SERVICE

I, Thomas Sobol, hereby certify that this document filed through the CM/ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) on February 6, 2014.

Dated: February 6, 2014

/s/ Thomas M. Sobol
Thomas M. Sobol